

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : LENZING et al.  
International Application No. : PCT/DE01/00690  
International Filing Date : February 23, 2001  
U.S. Serial No. : 10/018,168  
For : **DEVICE FOR MEASURING AT LEAST ONE  
PARAMETER OF A FLOWING MEDIUM**

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Attention: DO/EO/US

RESPONSE TO MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371

SIR:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed March 15, 2002), Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is enclosed.

It is noted that one of the inventors, Dieter Tank, is deceased. As indicated by the enclosed Certificate of Inheritance, his sole, legal heir is Anke Fleisher. Accordingly, the Declaration and Power of Attorney was executed by Anke Fleisher on behalf of Dieter Tank.

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration and any additional fees to Deposit Account No. 11-0600.

05/22/2002 SNAJARRO 00000001 110600 10018168  
01 FC:154 130.00 CH

Date: 5/15/02

Respectfully submitted,

KENYON & KENYON

By: *Richard L. Mayer, Reg. No. 22,490*

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EXPRESS MAIL NO.EL828245977

[10191/2054]

C e r t i f i c a t e o f I n h e r i t a n c e

Dieter **TANK**

who died on January 31, 2001 in Möglingen, Germany, and last residing in Kornwestheim, Pflugfelder Str. 68, Germany, born June 16, 1963.

has as his sole heir, Anke Fleisher, Pflugfelder Str. 68, Kornwestheim, born on August 2, 1967, a copy of which has been conformed to the original document on April 25, 2001.



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20593  
[www.uspto.gov](http://www.uspto.gov)

|   |                       |                  |
|---|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO.   | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/018,168  | Thomas Lenzing        | 10191/2054       |
| INTERNATIONAL APPLICATION NO  |                       |                  |
| PCT/DE01/00690  |                       |                  |
| I.A. FILING DATE  |                       | PRIORITY DATE    |
| 02/23/2001  |                       | 02/26/2000       |
| <b>CONFIRMATION NO. 8513</b><br><b>371 FORMALITIES LETTER</b><br><br>*OC000000007635160* |                       |                  |

Date Mailed: 03/15/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination
- Substitute Specification

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than the appropriate 20 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Late oath or declaration Surcharge.**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

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Telephone: (703) 305-3654

**PART 1 - ATTORNEY/APPLICANT COPY**

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| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/018,168                  | PCT/DE01/00690                | 10191/2054       |

FORM PCT/DO/EO/905 (371 Formalities Notice)